

Chapter 5.—ARTIFICIAL LIMBS AND TRUSSES

Sec

251. Seeing-eye dogs for blind veterans (New).

§§ 241–250. Repealed. May 23, 1944, ch. 202, § 3, 58 Stat. 226.

CROSS REFERENCES

Furnishing of artificial limbs or other appliances to retired officers and enlisted personnel of military establishment, and certain civilian personnel, see section 706b of this title, and section 791b of Title 5, Executive Departments and Government Officers and Employees.

§ 251. Seeing-eye dogs for blind veterans.

The Administrator of Veterans' Affairs is authorized, under such regulations as he may prescribe, to provide seeing-eye or guide dogs trained for the aid of blind veterans who are entitled to disability compensation under laws administered by the Veterans' Administrator, and to pay all necessary travel expenses to and from their homes and incurred in becoming adjusted to such seeing-eye or guide dogs and also to provide such veterans with mechanical electronic equipment for aiding them in overcoming the handicap of blindness. (May 24, 1944, ch. 203, § 1, 58 Stat. 226.)

APPROPRIATION

Section 2 of act May 24, 1944, cited to text, provided: "There is hereby authorized to be appropriated the sum of \$1,000,000, or so much thereof as may be necessary, to carry out the purposes of this Act [section]."

Chapter 6.—CIVIL WAR, WAR WITH MEXICO, WAR OF 1812, AND REVOLUTIONARY WAR; SERVICE AND DISABILITY PENSIONS OF VETERANS; WIDOWS, CHILDREN, DEPENDENT RELATIVES; PENSIONS TO ARMY NURSES

WIDOWS, CHILDREN, AND DEPENDENT RELATIVES

Sec.

293. Widows of Civil War veterans married subsequent to June 26, 1905; conditions (New).

294. Same; pension after December 8, 1944; effect of remarriage; penalties (New).

CROSS REFERENCES

Repeal, with limitations and exceptions, of laws existing on March 20, 1933, granting pensions and veterans' relief, see sections 717 and 718 of this title.

§§ 291c, 291d.

CODIFICATION

Provisions formerly constituting section 291c, act May 23, 1928, ch. 705, § 3, 45 Stat. 715, are now set out as section 326b of this title.

Provisions formerly constituting section 291d, act May 23, 1928, ch. 705, § 4, 45 Stat. 715, are now set out as notes following sections 291a, 321b, and 326b of this title.

§ 293. Widows of Civil War veterans married subsequent to June 26, 1905; conditions.

The dependent unmarried widow of a Civil War veteran who is barred from the receipt of pension because her marriage to the veteran occurred subsequent to June 26, 1905, but who is otherwise entitled to such pension either under sections 168, 270, 271, 288, 312, 321, 326, 327 of this title, or under sections 33, 274, 275, 291b, and 326c of this title, shall be entitled to pension in her own right under said sections at the rates and under the conditions specified therein and to the additional pension pro-

vided for minor and helpless children in sections 168, 270, 271, 288, 312, 321, 326, 327 of this title, provided she married the veteran ten or more years prior to his death and lived with him continuously from the date of marriage to the date of his death except where there was a separation which was due to misconduct of or procured by the veteran without the fault of the widow: *Provided*, That if pension has been granted to an insane, idiotic, or otherwise helpless child of the veteran or to a child or children of the veteran under sixteen years of age, the widow shall not be entitled to the pension authorized in sections 293 and 294 of this title until the pension to the child or children terminates, unless such child or children be a member or members of her family and cared for by her; and when these conditions are fulfilled and the pension is granted to the widow, payment of pension to such child or children shall cease; except that in the event the amount being paid to such child or children is less than the amount authorized to the widow by sections 293 and 294 of this title, then the difference between said amounts will be paid to the widow: *Provided further*, That no pension shall be payable under sections 293 and 294 of this title to a widow under sixty years of age. (Dec. 8, 1944, ch. 546, § 1, 58 Stat. 797.)

§ 294. Same; pension after December 8, 1944; effect of remarriage; penalties.

Payment of pension as provided by sections 293 and 294 of this title shall be effective from the date of receipt of application in the Veterans' Administration, after December 8, 1944, in the form prescribed by the Administrator of Veterans' Affairs. Pension under sections 293 and 294 of this title shall not be paid to the widow of a veteran of the Civil War who has remarried either once or more than once since the death of the veteran, and upon the remarriage of such a widow her pension shall be terminated. The penal and forfeiture provisions of the pension laws providing pensions for veterans of the Civil War and their widows and dependents shall be applicable to the provisions of sections 293 and 294 of this title. (Dec. 8, 1944, ch. 546, § 2, 58 Stat. 798.)

MISCELLANEOUS PROVISIONS; COMMENCEMENT OF PENSIONS

§ 321a. Same; act of July 3, 1926.

The pension or increase in the rate of pension provided for by sections 273, 291, 292, and 313 of this title, as to all persons whose names were on July 3, 1926, on the pension roll, or who were on July 3, 1926, in receipt of a pension under then existing law, shall commence at the rates therein provided on August 4, 1926; and as to persons whose names were not on July 3, 1926, on the pension roll, or who were not on July 3, 1926, in receipt of a pension under then existing law, but who may be entitled to a pension under sections 273, 291, 292, and 313 of this title, such pensions shall commence from the date of filing application therefor in the Veterans' Administration after July 3, 1926, in such form as may be prescribed by the Administrator of Veterans' Affairs;

and the issue of a check in payment of a pension for which the execution and submission of a voucher was not required shall constitute payment in the event of the death of the pensioner on or after the last day of the period covered by such check, and it shall not be canceled, but shall become an asset of the estate of the deceased pensioner. (As amended July 13, 1943, ch. 233, § 13, 57 Stat. 557.)

AMENDMENTS

1943—Act July 13, 1943, cited to text, repealed former proviso prohibiting payment of certain increased rates of pension while an inmate of a soldier's home.

EFFECTIVE DATE

Effective date of act July 13, 1943, ch. 233, and benefits authorized thereunder, see note under section 731 of this title.

§ 321c. Same; act of June 9, 1930.

The increase of pension provided by sections 274, 275, and 291b of this title shall be effective from and after July 4, 1930, and, as to those then in receipt of pension and shown to be entitled to such increase, shall commence from such date; and, as to those not then entitled, the increase shall commence from the date when the requisite condition is shown: *Provided*, That as to those not now in receipt of pension and who may be entitled to pension under sections 274, 275, and 291b of this title, such pension shall commence from the date of filing application therefor in the Veterans' Administration, on and after June 9, 1930, in such form as may be prescribed by the Administrator of Veterans' Affairs. (As amended July 13, 1943, ch. 233, § 13, 57 Stat. 557.)

AMENDMENTS

1943—Act July 13, 1943, cited to text, repealed former second proviso relating to reduction of pension payable to Civil War veterans while an inmate of a soldier's home.

EFFECTIVE DATE

Effective date of act July 13, 1943, ch. 233, and benefits authorized thereunder, see note under section 731 of this title.

Chapter 6A.—CIVIL WAR VETERANS AND THEIR DEPENDENTS; PENSIONS AND EQUALIZATION OF RATES OF PENSIONS

§§ 341–341f.

Sections 341–341e, act June 9, 1930, ch. 420, §§ 1–6, are now covered by sections 33, 274, 275, 291b, 321c, and 326c, respectively, of this title.

Section 341f, act June 9, 1930, ch. 420, § 7, 46 Stat. 530, is now set out as note under sections 33, 274, 275, 291b, 321c, and 326c of this title.

Chapter 7.—WAR WITH SPAIN, PHILIPPINE INSURRECTION, AND CHINESE BOXER REBELLION; VETERANS, WOMEN NURSES, AND DEPENDENTS

GENERALLY

Sec.

357b. Rate of death pensions to dependents as of September 1, 1941 (New).

PENSIONS AND INCREASES TO VETERANS, WIDOWS, CHILDREN, AND NURSES AS OF MAY 1, 1926

Sec.

364g. Increase of pensions to widows (New).

364h. Period of cohabitation as affecting pensions, or increases in pensions to widows (New).

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CROSS REFERENCES

Repeal, with limitations and exceptions, of laws existing on March 20, 1933, granting pensions and veterans' relief, see sections 717 and 718 of this title.

GENERALLY

§ 357b. Rate of death pensions to dependents as of September 1, 1941.

Effective on the first day of the month next following the date of enactment of this section, the rates of death compensation provided for the dependents of World War veterans by section 472b of this title, subject to the limitation contained in the last sentence of the second paragraph of said section 472b, as amended by Act of August 21, 1941, shall be payable as death pension to the dependents of veterans of the Spanish-American War, including the Philippine Insurrection and Boxer Rebellion, entitled to death pension under the provisions of paragraph IV, part I of Veterans Regulation Numbered 1 (a), as amended, and to the dependents of veterans entitled to death pension under the provisions of paragraph I (c), part II of Veterans Regulation Numbered 1 (a), as amended, where the veteran's death resulted from an injury received in line of duty in actual combat in a military expedition or military occupation. (Aug. 21, 1941, ch. 396, § 1, 55 Stat. 665.)

CROSS REFERENCES

Veterans Regulations are set out at end of Chapter 12 of this title.

PENSIONS AND INCREASES TO VETERANS, WIDOWS, CHILDREN, AND NURSES AS OF MAY 1, 1926

§ 364a. Widows and children; pension from and after May 1, 1926.

The widow of any officer or enlisted man who served ninety days or more in the Army, Navy, or Marine Corps of the United States during the war with Spain, the Philippine Insurrection, or the China relief expedition, between April 21, 1898, and July 4, 1902, inclusive, service to be computed from date of enlistment to date of discharge, and all leaves of absence and furloughs under General Orders, Numbered 130, August 29, 1898, War Department, shall be included in determining the period of pensionable service, and was honorably discharged from such service, or, regardless of the length of service, was discharged for or died in service of a disability incurred in the service in line of duty, such widow having married such soldier, sailor, or marine prior to January 1, 1938, shall, upon due proof of her husband's death, without proving his death to be the result of his Army or Navy service, be placed upon the pension roll at the rate of \$30 a month during her widowhood. And this section shall apply to a former widow of any officer or enlisted man who rendered service as hereinbefore described and who was honorably discharged, or died in service due to disability or disease incurred in the service in line of duty, such widow having remarried either once or more after the death of the soldier, sailor, or marine, if it be shown that such subsequent or successive marriage has or have been dissolved,